

SENATE BILL 3385

By Marrero B

AN ACT to amend Tennessee Code Annotated, Title 4,
Chapter 5, Part 2, relative to the Uniform
Administrative Procedures Act.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 4-5-203, is amended by adding a new subsection thereto, as follows:

(f)(1) Except as provided in subdivision (f)(2), a hearing shall be conducted prior to the adoption of a permanent rule if such rule was filed previously as an emergency rule pursuant to § 4-5-208.

(2) A hearing shall not be required if the emergency rule was required by an agency of the federal government and adoption of the rule through ordinary rulemaking procedures might jeopardize the loss of a federal program or funds.

SECTION 2. This act shall take effect July 1, 2010, the public welfare requiring it, and shall apply to all rules and regulations filed with the secretary of state after such date.